IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re:)	Chapter 11		ુ: 12
BUILDING MATERIALS HOLDING CORPORATION, et al.,)	Case No. 09-12074	(KJC)	Ŧ.
)	Jointly Administered		
Debtors.)	Hearing Date: Nov	. 19, 2	009

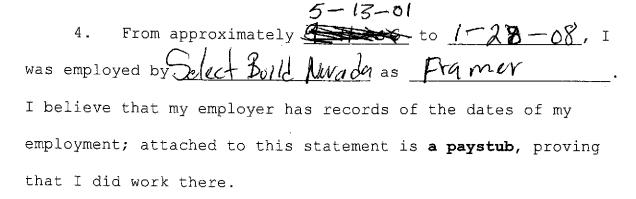
DECLARATION OF Edwigis M. Garrasco

IN SUPPORT OF PROOF OF CLAIM AND IN RESPONSE TO THE DEBTORS' FIRST OMNIBUS NON-SUBSTANTIVE OBJECTION

I, Edwigis M. Cavra, Kereby declare under penalty of perjury and pursuant to 28 U.S.C. § 1746, as follows:

- 1. I am an adult resident of the State of

 , and I make this declaration based on my
 personal knowledge and in support of the Proof of Claim which I submitted in this matter.
- 2. In my proof of claim, I seek approximately $\frac{24.960.00}{100.00}$ for unpaid overtime and other wages which one or more of the Debtors owes to me as a result of my employment.
- 3. I understand that the Debtors have objected to my claim on the ground that the claim did not have sufficient supporting documentation or facts. Declaration of Paul S. Street, ¶ 8 and Exhibit D. This Declaration provides additional facts to supplement my proof of claim.



- 5. During my employment, it was the common practice of my employer to pay its workers, including me, on a piece rate system for each job. Under this system, we were not paid overtime for such work, and in many cases not paid even straight time for all of our work. In addition, we were not paid for breaks required by law.
- 7. I also worked with other employees who filed proofs of claim in this case for the same sort of unpaid wages, including:

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 To the best of my knowledge, the company's practice toward my wages and hours was also applied to these individuals.
- 8. I live in \(\frac{\text{VUGG}}{\text{VGG}} \), and am unable to travel to Delaware to participate in the hearing on the Debtors' objection. I respectfully ask the Court to deny the Debtors'

objection at this point, and to permit my claim to be decided based on all the evidence, especially when the full records of my employment are in my employer's control.

I declare under penalty of perjury that the foregoing is true and correct. Executed on November 10^{-1} , 2009.

Edwars. S. carrosco, M.

) (#4) 1 (14) 554.10 11-22-06600.00 11-16 to 79764 45.9(TOTAL DEDUCTIONS TOTAL PAY PAY PERIOD NET PAY 79764 No. 000 DESCRIPTION .00 401K 3184.99 SDI FWH 1970.81 SWH . 00 401 PLEASE DETACH THIS PORTION WID RETAIN FOR YOUR RECORDS YEAR - TO - DATE TOTALS RATE 42198.00FICA REGULAR | OVERTIME GROSS FWH 600.00 37.20 p9349 EDWIGIS CARRASCO M 8.70 SQ KBI Construction, LLC REGULAR OVERTIME 40.00 MED

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